IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

WP(C).No. 32439 of 2006(J)

PETITIONER:

A.C.CHITHRA, W/O.PRASAD,
AGED 35 YEARS, RESIDING AT KADACHIRA,
PART TIME CASUAL SWEEPER,
KADAMBOOR KRISHI BHAVAN, KADACHIRA,
KANNUR DT.

BY ADV. SRI.C.K.SREEJITH
SRI.P.BENNY JOSEPH

RESPONDENTS:

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1. THE PRINCIPAL AGRICULTURE OFFICER,
KANNUR.

2. THE DIRECTOR,
AGRICULTURAL DEPARTMENT, TRIVANDRUM.

3. THE SECRETARY TO GOVT.,
AGRICULTURAL DEPARTMENT, SECRETARIAT,
TRIVANDRUM.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J

W.P.(C)NO. 32439 of 2006

Dated this the 16th day of January, 2007

JUDGMENT

The petitioner is working as Part Time Casual Sweeper in the office of the Principal Agricultural Officer, Kannur. The application for regularisation of service and for payment of emoluments is pending with the third respondent Government. In the affidavit sworn to behalf of the third respondent in CCC No.1201/2006, the following statement was made in paragraph 6.

> "The office building of Krishi Bhavan, Kadambur where the petitioner was being engaged for sweeping work, was shifted to a new building with effect from 1.9.2004. This new building has above 100 sq.m. sweeping area. Proposal has been forwarded to Government as per the direction in GF.O.(P)No.501/05 Fin.dtd.25.11.2005 to regularise her service with effect from 1.9.04 (E2.12153/2005.dtd.19.1.2006). Hence the petitioner is not eligible to get arrears of salary upto 1.9.2004 as per the then existing Government Order and as per the direction in the judgment"

2. The above affidavit was filed in October 2006. Government Pleader submits that the matter is still under the consideration of the Government. It is, therefore, necessary that a time limit shall be fixed for the third respondent to take final decision in the matter.

3. Accordingly, I direct the third respondent to pass appropriate orders in the light of the statement earlier made in Ext.P2 affidavit and in terms of Ext.P3 G.O., within six weeks from the date of receipt of a copy of the judgment. The petitioner shall produce a copy of the judgment along with a copy of the writ petition before the third respondent for information and compliance.

The writ petition is disposed of with the above directions.

K.K.DENESAN, JUDGE

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